MAY 28 2002

**GROUP 1600** 

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#### CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this Response to Notice to File Missing Parts was transmitted via facsimile transmission to the Assistant Commissioner for Patents, via facsimile number (703) 872-9306, on this 24th day of May, 2002.

Karen Moon Bruce

May 24,2002

Docket No. 1090D2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Crane, et al.

Date:

May 24, 2002

Serial No.:

10/047,593

Group Art Unit:

1638

Filed

January 15, 2002

Examiner:

For:

"Maize NPR1 Polynucleotides and Methods of Use"

Assistant Commissioner for Patents

**Box Missing Parts** 

Washington, D.C. 20231

# RESPONSE TO NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION FILING DATE GRANTED

This letter is in response to the "Notice to File Missing Parts of Nonprovisional Application - Filing Date Granted" mailed on April 15, 2002 which indicated that the Declaration for the subject patent application is missing. A copy of "The Notice to File Missing Parts of Nonprovisional Application - Filing Date Granted" is enclosed.

Enclosed please find a Declaration and Power of Attorney for the subject patent application which has been fully executed by the inventors of the subject patent application in compliance with 37 C.F.R. 1.63.

Serial No. 10/047,593 Group Art Unit: 1638

Please charge the \$130.00 surcharge for late filing of the fully executed declaration to Deposit Account No. 16-1852. Please charge any additional requisite fees for filing the enclosed Declaration and Power of Attorney or credit any over-payment to Deposit Account No. 16-1852. A duplicate copy of this form is enclosed.

Respectfully submitted,

Karen Moon Bruce Agent for Applicant(s) Registration No. 42,366

PIONEER HI-BRED INTERNATIONAL, INC. Corporate Intellectual Property 7100 N.W.  $62^{nd}$  Avenue P.O. Box 1000 Johnston, Iowa 50131-1000 Phone: (515) 248-4879

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## PIONEER HI-BRED INTERNATIONAL, INC. CORPORATE INTELLECTUAL PROPERTY DEPARTMENT

### FAX TRANSMISSION

7100 N.W. 62<sup>nd</sup> Avenue P.O. Box 1000 Johnston, Iowa 50131-1000 FAX RECEIVED MAY 28 2002 GROUP 1600

Phone: (515) 248-4879 Fax: (515) 334-6883

TO:

Assistant Commissioner for Patents

FROM:

Karen Moon Bruce

RE:

Our Ref. No. 1090D2- Serial No. 10/047,593

DATE:

05-24-02

FAX NUMBER: 703-872-9306

NUMBER OF PAGE(S) FOLLOWING THIS SHEET: 6

#### **COMMENTS:**

Attached please find the following documents:

- 1. Response to Notice to File Missing Parts of Nonprovisional Application
- 2. **Declaration and Power of Attorney**

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### United States Patent and Trademark Office

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UNITED STATES PATENT AND TRADEMARK OFFICE

WASHINGIAM. D.C. 20231 AOO OLUST: MAM

APPLICATION NUMBER

FILING/RECEIPT DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

10/047.593

01/15/2002

Edmund H. Crane III

1090D2

27310 PIONEER HI-BRED INTERNATIONAL INC. 7100 N.W. 62ND AVENUE P.O. BOX 1000 JOHNSTON, IA 50131

**CONFIRMATION NO. 6751** FORMALITIES LETTER \*OC000000007870509\*

Date Mailed: 04/15/2002

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

 The oath or declaration is missing. A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

• To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(I) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The balance due by applicant is \$ 130.

A copy of this notice MUST be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY

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